

March 1, 1976

debate on this matter.

SENATOR F. LEWIS: Mr. Chairman, let me reiterate one more time and I think this is extremely important. The guy on the line for any personal liability is the individual elected school board member and that is why the School Board Association favors it. Now there are a few administrators that have opposed this. The administrators, out of convenience to him and problems to him and I don't blame him except let me tell you, and I think, Senator Stull, you brought the point home to me very clear today, that the problem is, the liability is with that elected school board member. He is the guy on the hook and I want to reemphasize that the Nebraska State School Board Association is wholeheartedly in support of this bill because those board members want to make sure that they are not personally libel and I don't blame them because noncompliance doesn't go to the teacher, noncompliance doesn't go to the superintendent or the principal. Noncompliance and liability goes to the school board member and this bill is necessary for his protection. Again, if I were writing it and we didn't have the court problem, certainly we would look at it differently. My Committee took the Fowler bill, worked very carefully with him to only include those things which we thought were necessary to be in compliance. Again, from my vantage point in my own school district, we have the procedures. We are in pretty good shape. I think you are going to have some problems in some other school districts and I urge you to reconsider for the protection of the school board member in your district. So I would ask that you reconsider the bill.

PRESIDENT: The question is, shall the Legislature reconsider its action in the rejection of this bill on Final Reading? 30 votes. Record your votes. Record.

CLERK: 30 ayes, 9 nays.

PRESIDENT: All right. The bill shall be reconsidered. Do you want the bill to be read?

SENATOR F. LEWIS: Yes, sir.

PRESIDENT: We are now in Final Reading. All nonsentorial personnel shall leave the legislative floor. Before we do that, though, I would like to, would the Sergeant at Arms get the membership in the Chamber, please. We are going back to Final Reading. Senators, please take your desks. While we are waiting for Senator Barnett and others to take their chairs, I am very happy to announce that Senator Tom Kennedy has members of his family with us. Their daughter Kim, their son, Tom Kennedy, and his wife, Sheila, and two grandchildren, Jeff and Lisa. Thank you, Kennedy's, for gracing the Nebraska Legislature. Would all Senators please take your chairs. We are on Final